

# TENNESSEE REGULATORY AUTHORITY

Pat Miller, Chairman  
Deborah Taylor Tate, Director  
Sara Kyle, Director  
Ron Jones, Director



460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

January 14, 2005

Mr. Timothy C. Phillips, Esq  
Consumer Advocate Division  
Office of the Attorney General  
P.O. Box 20207  
Nashville, TN 37202

RE. Docket No. 04-00288 – Petition of Tennessee American Water Company to Change and Increase Certain Rates and Charges so as to Permit it to Earn a Fair and Adequate Rate of Return on its Property Used and Useful in Furnishing Water Service to its Customers.

Dear Mr. Phillips:

To further the Staff's investigation of the reasonableness of the rates filed with this Authority on September 10, 2004 by Tennessee American Water Company ("TAWC"), you will need to furnish additional information as requested on the attached Staff Data Request. Please pay particular attention to the directions provided in the first section labeled "Administrative." If you have questions regarding any item number in the attached request, please contact Aster Adams (extension 150) for clarification before responding.

Thank you for your attention to this matter. Please provide all responses by January 21, 2005.

Sincerely,

Aster Adams, Chief  
Competitive Markets & Policy Division

c: R. Dale Grimes  
Michael A. McMahan  
Henry M. Walker

**TRA – CMPD STAFF DATA REQUEST (JANUARY 14, 2005)**

**ADMINISTRATIVE**

⇒The Tennessee Regulatory Authority (“TRA”) requires an original and thirteen (13) copies of the filing.

⇒All schedules requested as a computer file and/or a CD are to be provided in Microsoft Excel 97 or Microsoft Word readable format and Word Perfect readable format for files sent to the Consumer Advocate and Protection Division (“CAPD”).

⇒Whenever “latest” information is requested, this information should not be over 90 days old at the time of filing (unless the latest information is more than 90 days old) and should be updated after filing, if material changes occur.

⇒Please respond fully to each item, even if the data has been partially supplied in prior filings or dockets. Information supplied in one item can be referenced if asked for again in another item.

⇒Responses to the requests listed here are to be supplied to the TRA at the following address:

Docket Manager  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

⇒Each copy of the responses should be placed in loose-leaf binders with each item tabbed. Each response should begin by restating the item request. If several sheets are required to answer an item, each sheet should be appropriately labeled and indexed, for example, Item 1(a), Sheet 1 of 4.

⇒For each item responded to, indicate the witness whose testimony would encompass the information requested, where applicable.

⇒For data requested that is also supplied in summary form on the PSC 3.03 reports for the test period only, please reconcile your response to these reports if a variance exists.

⇒Unless otherwise specifically requested, information shall be required for the Tennessee operations only.

⇒Information for which a claim of confidentiality or privilege is claimed should be filed in a sealed envelope marked “Confidential and Privileged.” Any such information will be reviewed by the TRA Staff or the CAPD only after an appropriate non-disclosure agreement has been agreed to. In the absence of the agreement of the party claiming

confidentiality or privilege, no such confidential or privileged information may be placed on the TRA's web site or otherwise made public until after the filing party has been given 10 days notice of an Order of the TRA requiring such public disclosure, during which period of time, any interested party may seek a Protective Order from any court having jurisdiction to issue the same.

⇒ In responding to these requests, the applicant should provide the most current, accurate, and comprehensive information available at the time of the response. In making its responses, the applicant should employ those persons who are most knowledgeable regarding the requested information. All information should be presented in a manner designed to promote clear understanding and assessment.

### **DATA REQUESTS**

1. Provide a forecasted capital structure for Tennessee American Water Company for the midpoint of the attrition year, June 30, 2005.
2. Dr. Brown's Schedule 13, page 1 of 1, bottom part, has Company Tickers that do not match the company names. Verify if the data provided in the schedule is accurate.
3. Provide the capital structure of comparable companies used in Dr. Brown's direct testimony as of June 30, 2004, September 30, 2004, and December 31, 2004. If possible, provide all capital structure of comparable companies as of June 30 of each from 2001 to 2004 and a forecasted capital structure for those companies as of June 30, 2005.